Clearing Appendix 15

Third Party Exchange Transaction Clearing Procedures

Commodity Derivatives

Issued by NASDAQ OMX Clearing AB

Effective Date: 16 June 2014
THIRD PARTY EXCHANGE TRANSACTION CLEARING PROCEDURES

1 APPLICATION
1.1 These Third Party Exchange Transaction Clearing Procedures contain detailed provisions on the registration and processing of Clearing Requests in respect of Third Party Exchange Transactions, and form an integral part of the Clearing Rules.

2 SUBMITTAL OF CLEARING REQUEST
2.1 Third Party Exchange Transactions will be subject to Clearing only where the parties to such Transaction have so elected, and have notified the relevant Third Party Exchange of such election in accordance with the procedures of such Third Party Exchange.
2.2 Any Third Party Exchange will provide the Clearinghouse with information of all Third Party Exchange Transactions registered on such Third Party Exchange which the parties have elected to have cleared at the Clearinghouse immediately following such registration, including the terms of each Third Party Exchange Transaction and the parties involved. Such notification by the Third Party Exchange shall constitute a Clearing Request.

3 REGISTRATION
3.1 The Clearinghouse decides in its sole discretion whether or not to approve a Clearing Request in respect of a Third Party Exchange Transaction on a continuous and revolving basis. The Clearinghouse shall not become counterparty to any such Third Party Exchange Transaction or Clearing Request, and will only be Counterparty to the corresponding Clearing Transaction(s) when it has been Registered.
3.2 Once a Clearing Request has been received by the Clearinghouse, both parties to the Third Party Exchange Transaction must affirm the existence of such Third Party Exchange Transaction and its terms in the Clearing System, or via such other process as the Clearinghouse may approve from time to time. Such affirmation must occur prior to the close of the Clearinghouse Opening Hours on the Bank Day following the receipt of the Clearing Request. If such affirmation is not received from both parties by such time, the Clearinghouse may ask the Third Party Exchange to affirm the existence of such Third Party Exchange Transaction and its terms. Any such affirmation by the Third Party Exchange shall be treated by the Clearinghouse as a valid affirmation by the parties.
3.3 As soon as a Clearing Request has been affirmed by both parties involved in accordance with Section 3.2, the Clearinghouse shall carry out Prenovation Checks and Exposure Limit Checks.
3.4 If all relevant Prenovation Checks and Exposure Limit Checks are passed, the Clearinghouse shall approve the Clearing Request and Register the corresponding Clearing Transaction.
3.5 If any relevant Prenovation Check and/or Exposure Limit Check is not passed, the Clearinghouse shall either a) decide (at its discretion) to approve the Clearing Request and Register the corresponding Clearing Transaction, or b) immediately notify the relevant Account Holder(s), and shall inform them of the amount of extra collateral (if any) that needs to be posted by such Account Holder(s) to pass the Prenovation Check.
3.6 An Account Holder can request that the Clearinghouse reviews such Account Holder's Exposure Limit. Any increase in such Exposure Limit is entirely at the Clearinghouse's discretion, and if such increase is approved, the Account Holder must post sufficient extra collateral to cover the increased Exposure Limit.
3.7 Once the Clearinghouse has notified an Account Holder that the Prenovation Check and/or the Exposure Limit Check have not been passed in accordance with Section 3.5 above, the Account Holder may post extra collateral and/or request an increase in its Exposure Limit.
3.8.3.7 At any point after the Clearinghouse has notified an Account Holder that the Prenovation Check and/or the Exposure Limit Check have not been passed in accordance with Section 3.5 above, such Account Holder may request that the Clearinghouse carry out a new Prenovation Check and/or Exposure Limit Check. The Clearinghouse has no obligation to re-run a Prenovation Check and/or Exposure Limit Check unless such re-run is requested by the relevant Account Holder.

3.9.3.8 Subject to clause 3.10.9 below, if, after the Clearinghouse has notified an Account Holder that the Prenovation Check and/or the Exposure Limit Check have not been passed in accordance with Section 3.5 above, the Clearinghouse re-runs the Prenovation Checks and/or the Exposure Limit Checks and they are passed, the Clearinghouse shall approve the Clearing Request and Register the corresponding Clearing Transaction.

3.10.3.9 If, at the end of Clearinghouse Opening Hours on the Bank Day after the Clearing Request was received by the Clearinghouse, any relevant Prenovation Checks and/or Exposure Limit Checks have not been passed, the Clearinghouse shall reject the Clearing Request and inform the Third Party Exchange of such rejection.

3.11.3.10 The Clearinghouse reserves the right to reject, cancel or refuse to approve any Clearing Request which in the Clearinghouse’s determination would contravene sound Clearing operations, the Clearing Rules, applicable law, or where there is another reasonable foundation for rejection.

3.12.3.11 The General Terms contain provisions regarding errors in Clearing Confirmations.

4 SUSPENSION OF THIRD PARTY EXCHANGE TRANSACTION CLEARING

4.1 The Clearinghouse may at any time suspend registration and/or processing of Clearing Requests in respect of Third Party Exchange Transactions if the Clearinghouse in its own discretion deems this necessary due to market conditions or other reasons, including situations where the Clearing System is unavailable.

4.2 Resumption of Third Party Exchange Transaction Clearing shall take place when the Clearinghouse is reasonably satisfied that the cause of the suspension is no longer persisting. Clearing Requests will remain registered during suspension only to the extent this is technically possible applying commercially reasonable efforts.

4.3 The Clearinghouse shall inform Account Holders about any suspension and resumption of the Third Party Exchange Transaction Clearing as soon as practicable.

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